

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

IN RE: BRAC GROUP, INC. (F/K/A)	Chapter 11
BUDGET GROUP, INC., <u>ET AL.</u> ,)	
)	
Debtors.)	Case No. 02-12152 (MFW)
)	
IN RE: BRAC GROUP, INC. (F/K/A)	(Jointly Administered)
BUDGET GROUP, INC., <u>ET AL.</u> ,)	
)	
Plaintiffs,)	
)	
v.)	Adversary No. A-03-54271
)	
JAEBAN (U.K.) LIMITED,)	
)	
Defendant.)	

NOTICE OF SERVICE

I, Thomas W. Briggs, Jr., Esquire, hereby certify that copies of JAEBAN (U.K.) LIMITED'S RESPONSES TO JOINT SECOND REQUEST FOR PRODUCTION OF DOCUMENTS were served on December 30, 2003 upon the following counsel in the manner indicated:

BY HAND

Edmon Morton, Esquire
Young Conaway Stargatt & Taylor, LLP
The Brandywine Building
1000 West Street, 17th Floor
Wilmington, Delaware 19899-0391

William P. Bowden, Esquire
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222 Delaware Avenue, 17th Floor
Wilmington, Delaware 19899

BY FACSIMILE AND FIRST-CLASS MAIL

Kenneth E. Wile, Esquire
Sidley Austin Brown & Wood
Bank One Plaza
10 South Dearborn Street
Chicago, Illinois 60603

MORRIS, NICHOLS, ARSHT & TUNNELL



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Attorneys for Jaeban (U.K.) Limited

December 30, 2003
386159

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

IN RE: BRAC GROUP, INC. (F/K/A)	Chapter 11
BUDGET GROUP, INC., <u>ET AL.</u> ,)	
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BUDGET GROUP, INC., <u>ET AL.</u> ,)	
)	
Plaintiffs,)	
)	
v.)	Adversary No. A-03-54271
)	
JAEBAN (U.K.) LIMITED,)	
)	
Defendant.)	
)	

**JAEBAN (U.K.) LIMITED'S RESPONSES TO
JOINT SECOND REQUEST FOR PRODUCTION OF DOCUMENTS**

Pursuant to Rule 34 of the Federal Rules of Civil Procedure (the "Federal Rules") and Rule 7034 of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules"), defendant Jaeban (U.K.) Limited ("Defendant" or "Jaeban") hereby responds to the Joint Second Request For Production of Documents To Jaeban (UK) Limited (the "Requests") as follows:

GENERAL OBJECTIONS

The following general objections apply to and are hereby incorporated by reference into each individual response herein, whether or not expressly incorporated in such individual response:

1. Jaeban objects to the Requests to the extent that they seek to obtain information protected from disclosure by the attorney-client privilege, the attorney work product doctrine, or any other applicable protections or privileges. Jaeban's inadvertent production of

any privileged document or information shall not be construed as a general waiver of the privilege.

2. Jaeban objects to the Requests to the extent that they seek information not in Jaeban's possession, custody or control on the ground that any such request exceeds the obligations imposed by the Federal Rules of Bankruptcy Procedure and the Federal Rules of Civil Procedure.

3. Jaeban objects to the Requests to the extent that they seek to impose requirements not otherwise required by the Federal Rules of Bankruptcy Procedure, the Federal Rules of Civil Procedure or the Local Rules for the United States Bankruptcy Court for the District of Delaware.

4. Jaeban objects to the Requests to the extent that they seek documents that are publicly available to Plaintiffs.

5. In providing responses to these Requests, Jaeban does not waive, and expressly reserves, all objections as to competency, relevancy, materiality and admissibility thereof, as well as all objections to any other discovery request.

6. Pursuant to the applicable provisions of the Federal Rules of Civil Procedure and the Federal Rules of Bankruptcy Procedure, Jaeban reserves the right to supplement or amend these responses and assert additional objections as it completes its review and analysis in response to these Discovery Requests.

DOCUMENT REQUESTS

REQUEST NO. 1

All correspondence (including e-mails) and all other documents exchanged at any time between or among Jaeban, the Jaeban Receivers, or Robson Rhodes and any secured creditor of Jaeban (including, without limitation, CIF or HSBC) that refer or relate to (a) the appointment of an Administrative Receiver or Receivers; (b) the Adversary Proceeding or any claim or allegation made in the Adversary Proceeding; or (c) the financial condition of Jaeban.

RESPONSE:

Jaeban objects to this Request on the grounds that it is overly broad, unduly burdensome and seeks documents or information that is neither relevant to the subject matter of this action nor reasonably calculated to lead to the discovery of admissible evidence. Subject to these objections and the General Objections, Jaeban will produce responsive, non-privileged documents that refer or relate to the Adversary Proceeding or any claim or allegation made in the Adversary Proceeding.

REQUEST NO. 2

All other documents not produced in response to the Joint First Request for Production of Document to Jaeban (or withheld on grounds of privilege in response to that Request) that refer or relate to any claim or allegation made in the Adversary Proceeding including, without limitation, all evaluations or other references to the allegations in the Adversary Proceeding by the Jaeban Receivers or any director or officer of Jaeban.

RESPONSE:

Jaeban objects to this Request on the grounds that it is overly broad, unduly burdensome and seeks documents or information that is neither relevant to the subject matter of this action nor reasonably calculated to lead to the discovery of admissible evidence. Subject to these objections and the General Objections, Jaeban will produce responsive, non-privileged documents.

REQUEST NO. 3

All documents that refer or relate to completed or proposed sales of Jaeban assets by the Jaeban Receivers.

RESPONSE:

Jaeban objects to this Request on the grounds that it is overly broad, unduly burdensome and seeks documents or information that is neither relevant to the subject matter of this action nor reasonably calculated to lead to the discovery of admissible evidence.

MORRIS, NICHOLS, ARSHT & TUNNELL



R. Judson Scaggs, Jr. (#2676)
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(302) 658-9200
Attorneys for Jaeban (U.K.) Limited

December 30, 2003
385970

CERTIFICATE OF SERVICE

I, Thomas W. Briggs, Jr., Esquire, hereby certify that copies of the foregoing JAEBAN (U.K.) LIMITED'S RESPONSES TO JOINT SECOND REQUEST FOR PRODUCTION OF DOCUMENTS were caused to be served on December 30, 2003 upon the following counsel in the manner indicated:

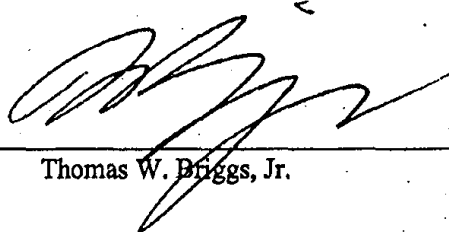
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William P. Bowden, Esquire
Ashby & Geddes
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BY FACSIMILE AND FIRST-CLASS MAIL

Kenneth E. Wile, Esquire
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Bank One Plaza
10 South Dearborn Street
Chicago, Illinois 60603



Thomas W. Briggs, Jr.

File a Notice:

03-54271-MFW BRAC Group, Inc. (f/k/a Budget Group, Inc.) et al v. Jaeban (U.K.) Limited et al

U.S. Bankruptcy Court

District of Delaware

Notice of Electronic Filing

The following transaction was received from Briggs, Thomas W. entered on 12/30/2003 at 5:12 PM EST and filed on 12/30/2003

Case Name: BRAC Group, Inc. (f/k/a Budget Group, Inc.) et al v. Jaeban (U.K.) Limited et al

Case Number: 03-54271-MFW

Document Number: 20

Document Text:

Notice of Service of Jaeban (U.K.) Limiteds Responses to Joint Second Request for Production of Documents (related document(s)[16]) Filed by Jaeban (U.K.) Limited (related document(s)[16]). (Briggs, Thomas)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:X:\E-Filings\49626\Filings\123003 NOS re Jaeban Resp2SecondReq4Docs.pdf

Electronic document Stamp:

STAMP bkecfStamp_ID=983460418 [Date=12/30/2003] [FileNumber=2195368-0
[154b3f4fe720e9708c686c8061107db55e6a0ac98575e514d9a7f6beeb667eb343f
a61296beb9f3e8f894041bf492614094b3b06738733764eee7444f56e408]]

03-54271-MFW Notice will be electronically mailed to:

/s/ Tom Pierce Bowden wbowden@ashby-geddes.com

Thomas W. Briggs tbriggs@mnat.com,

Matthew Barry Lunn bankruptcy@ycst.com

Edmon L. Morton bankruptcy@ycst.com,

Ricardo Palacio rpalacio@ashby-geddes.com

03-54271-MFW Notice will not be electronically mailed to:

MORRIS, NICHOLS, ARSHT & TUNNELL

SERVICE SHEET

SERVICE ONLY: ☒
 COURT FILING ONLY: ☐
 SERVICE AND COURT FILING: ☐
 NIGHT BOX: ☐

CASE: In re Brac GroupMATTER #: 49626

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- | | |
|--|--|
| <input type="checkbox"/> Del. Supreme Court | <input type="checkbox"/> Family Court |
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| <input type="checkbox"/> Register in Chancery | <input type="checkbox"/> Chancellor's Office |
| <input type="checkbox"/> Recorder of Deeds | <input type="checkbox"/> Judge's Chambers |
| <input type="checkbox"/> Register of Wills | <input type="checkbox"/> Sheriff's Office |
| <input type="checkbox"/> Magistrate's Court | <input type="checkbox"/> Tax Court |
| <input type="checkbox"/> Court of Common Pleas | <input type="checkbox"/> U.S. Bankruptcy Court |
| <input type="checkbox"/> U.S. District Court | <input type="checkbox"/> 3d Circuit Court of Appeals |
| <input type="checkbox"/> U.S. Supreme Court | |

OTHER:

RECORD COPY SUPPLIED TO BE CLOCKED IN: ☐ YES ☐ NO

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OTHER INSTRUCTIONS (PLEASE BE SPECIFIC):

DATE: 12/30
12/30/2003

TIME:

SECRETARY: Denise M. Zelinski FOR ATTORNEY: Thomas W. Briggs, Jr.

TITLE OF PAPER(S) BEING SERVED AND/OR FILED: NOS, Responses to 2nd Request
for Production, Statement 9.4

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 TO ABOVE SECRETARY OR ATTORNEY IMMEDIATELY.

CERTIFICATE OF SERVICE MUST BE SIGNED BY MESSENGER/SERVER: ☐ YES ☒ NO

PERSONS TO BE SERVED: (use reverse side for additional names)

Name/FirmMorton/YCS&T
Bowden/Ashby & GeddesReceipt AcknowledgedDate/Time

[Signature]
[Signature]

12.30.03
12/30/03

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 secretary or attorney.

NAME OF MESSENGER/SERVER: CWCERTIFICATE OF SERVICE HAS BEEN SIGNED BY MESSENGER/SERVER: ☐ YES ☒ NO